JUL 1 2 2004

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PTO/SB/21 (02-04) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/750,570 Filing Date TRANSMITTAL December 30, 2003 First Named Inventor **FORM** Reddy, Satyanarayana G. Art Unit 1614 (to be used for all correspondence after initial filing) **Examiner Name** Not Yet Assigned **Attorney Docket Number** Total Number of Pages in This Submission 60188CON2(49947) 1 ENCLOSURES (Check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Technology Center (TC) Appeal Communication to Board of Fee Attached Licensing-related Papers Appeals and Interferences Appeal Communication to TC Amendment/Reply Petition (Appeal Notice, Brief, Reply Brief)

After Final	Petition to Convert to a Provisional Application	Proprietary Information
Affidavits/declaration(s)	Power of Attorney, Revocation Change of Correspondence Address	Status Letter
Extension of Time Request	Terminal Disclaimer	Other Enclosure(s) (please identify below):
Express Abandonment Request	Request for Refund	
x Information Disclosure Statement	CD, Number of CD(s)	
Certified Copy of Priority Document(s)		
Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53	Form PTO/SB/08a/b (3 pages); Certificate of Express Mailing (1 page); Information Disclosure Statement (2 page Copies of references A18, A19 and B4; Transmittal (1 page) and; Return Receipt Postcard	marks .es, in duplicate);
SIGNAT	URE OF APPLICANT, ATTORNEY, OF	RAGENT
Firm EDWARDS & ANGE Peter C. Dauro - 32,		
Signature	Lallo	
Date July 12, 2004		
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io Lajed: July 12, 2004

JUL 1 2 2004

Signature:

(Peter C. Lauro, Esq.)

Docket No.: 60188CON2(49947)

(PATENT)

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Reddy, Satyanarayana G.

Application No.: 10/750570

Filed: December 30, 2003 Art Unit: 1614

For: Cyclic Ether Vitamin D3 Compounds,

1α(OH)3-EPI-Vitamin D3 Compounds and

**Uses Thereof** 

Examiner: Not Yet Assigned

Confirmation No.: 5729

## **INFORMATION DISCLOSURE STATEMENT (IDS)**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. §§1.56 and 1.97, Applicant hereby invites the Examiner's attention to the references listed on the attached form PTO/SB/08, in connection with the examination of the above-identified patent application. Applicant respectfully requests that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This application is a continuation application of application serial no. 10/188,320, filed on July 1, 2002, abandoned, which is a continuation application of serial no. 09/617,881, filed on July 17, 2000, issued as U.S. Patent 6,479,538, which is a divisional application of application serial no. 09/079,942, filed on May 15, 1998, issued as U.S. Patent 6,100,294, which in turn claims priority to provisional application serial no. 60/046,690, filed on May 16, 1997.

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Application No.: 10/750570 2 Docket No.: 60188CON2(49947)

not enclosed because these references were submitted to, or cited by, the Office in information disclosure statements filed in one or more of the above-identified priority applications, and those statements complied with paragraphs (a)-(c) of 37 C.F.R. §1.98

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Dated: July 12, 2004

Peter C. Lauro, Esq.

Registration No.: 32,360 EDWARDS & ANGELL, LLP

P.O. Box 55874

Boston, Massachusetts 02205

(617) 439-4444

Attorney for Applicant

Customer No.: 21874

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INFORMATION DISCLOSURE

STATEMENT BY APPLICANT

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Sheet 1 of 3

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Complete if Known				
Application Number	10/750570			
Filing Date	December 30, 2003			
First Named Inventor	Reddy, Satyanarayana G.			
Art Unit	1614			
Examiner Name	Not Yet Assigned			
Attorney Docket Number	60188CON2(49947)			

			U.S. PA	TENT DOCUMENTS	
Examiner	Cite	Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
Initials*	No.1	Number-Kind Code <sup>2</sup> ( if known)	MM-DD-YYYY	Applicant of Cited Document	
	A1	4,021,423	05/77	Baggiolini et al.	
	A2	4,038,272	07/77	Partridge, Jr. et al.	
	A3	4,188,345	08/80	DeLuca et al.	
	A4	4,206,131	06/80	Salmond	
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	A11	5,389,622	02/95	Posner et al.	
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	A18	6,100,294	08/00	S.G. Reddy	
	A19	6,479,538	11/02	S.G. Reddy	

	FOREIGN PATENT DOCUMENTS						
Examiner	Cite	Foreign Patent Document	Publication	Name of Patentee or	Pages, Columns, Lines,		
Initials*	No.1	Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Date MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear		
	B1	EP 808,831	11/97				
	B2	EP 808,833	11/97				
	В3	FR 2545824 A	11/84				
	B4	AU 743514	05/02	S.G. Reddy			

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \*\*CITE NO.: Those patent(s) or publication(s) which are marked with an double asterisk (\*\*) next to the Cite No. are not supplied because they were previously cited by or submitted to the Office in a prior application relied upon in this application for an earlier filing date under 35 U.S.C. 120. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

	NON PATENT LITERATURE DOCUMENTS					
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>			
	C1	Baggiolini, E. et al., "Stereocontrolled Total Synthesis of 1α25-Dihydroxycholecalciferol and 1α,25-Dihydroxyergocalciferol," <i>J. Org. Chem.</i> 51:3098-3108 (1986)				
	C2	Bishop, J. et al., "Profile of Ligand Specificity of the Vitamin D Binding Protein for 1α,25- Dihydroxyvitamin D <sub>3</sub> and its Analogs," <i>J. Bone &amp; Mineral Res.</i> 9(8): 1277-88 (1994)				

Examiner	Date	
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Subst	itute for form 1449A/B/P	TO		Complete if Known		
		_		Application Number	10/750570	
IN	FORMATIO	N DI	SCLOSURE	Filing Date	December 30, 2003	
ST	ATEMENT	BY A	APPLICANT	First Named Inventor	Reddy, Satyanarayana G.	
				Art Unit	1614	
	(Use as many sl	he ets as	necess ary)	Examiner Name	Not Yet Assigned	
Sheet	2	of	3	Attorney Docket Number	60188CON2(49947)	

8 8 <i>7</i>	C3	Bouillon, R. et al., "Biologic Activity of Dihydroxylated 19-Nor-(Pre) Vitamin D3," J. Bone &
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	C5	Campbell, M. et al., "Vitamin D <sub>3</sub> Analogs and Their 24-Oxo Metabolites Equally Inhibit Clonal
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	C11	Fleet, J. et al., "1α,25-(OH) <sub>2</sub> -Vitamin D <sub>3</sub> Analogs with Minimal in Vivo Calcemic Activity Can
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Signature		Considered	

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Substitu	te for form 1449A/	/B/PTO		Complete if Known	
				Application Number	10/750570
INF	ORMATI	ON DIS	CLOSURE	Filing Date	December 30, 2003
STA	STATEMENT BY APPLICANT			First Named Inventor	Reddy, Satyanarayana G.
				Art Unit	1614
(Use as many sheets as necessary)			ecess ary)	Examiner Name	Not Yet Assigned
heet	3	of	3	Attomey Docket Number	60188CON2(49947)

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C21	Reddy, G.S. and Tserng, KY, "Calcitroic Acid, End Product of Renal Metabolism of 1,25- Dihydroxyvitamin D <sub>3</sub> Through C-24 Oxidation Pathway," <i>Biochemistry</i> 28:1763-9 (1989)
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C26	Scheddin, D. et al., "Synthesis and Biological Activities of 26-Hydroxy-27-Nor-Derivatives of 1-Alfa, 25-Dihydroxyvitamin D <sub>3</sub> ," <i>Steroids</i> 61(10):598-608 (1996)
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<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Examiner	Date
Signature	Considered

<sup>&</sup>lt;sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

(10/750,570) if known): 10/750,570

Attorney Docket No.: 60188CON2(49947)

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لين) pated: July 12, 2004

Signature:

(Peter C. Lauro, Esq.)

Docket No.: 60188CON2(49947) (PATENT)

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Application No.: 10/750570

Confirmation No.: 5729

Filed: December 30, 2003

Art Unit: 1614

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Peter C. Lauro, Esq.

Registration No.: 32,360 EDWARDS & ANGELL, LLP

P.O. Box 55874

Boston, Massachusetts 02205

(617) 439-4444

Attorney for Applicant

Customer No.: 21874